@#@#@#@#@#@#@

HONOURABLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO :2505 of 2006

DATED:16-02-2006

Between:

K.Chandrasekhar

… Petitioner

And

1. The Secretary, Regional Transport Authority,

Karimnagar, Karimnagar District and another.

… Respondents.

@#@#@#@#@#@#@

ORAL ORDER:

Heard learned counsel for the petitioner and the learned Government Pleader

for respondents.

This writ petition has been filed questioning the seizure of the petitioner's Heavy Goods Vehicle bearing No.AP 20 T 1449 as illegal, arbitrary and unjust, and for a consequential direction to the respondents herein to release the said vehicle to the petitioner.

From the vehicle check report dated 01-02-2006, certain allegations are made with regard to violation of the provisions under the Motor Vehicles Act and A.P. Motor Vehicles Taxation Act. So far the said aspects on the alleged violation are concerned, it is a matter for enquiry by the competent authority. The petitioner undertakes to participate in the enquiry and also further undertakes not to transfer the vehicle pending disposal of the enquiry. However, as the vehicle will be subjected to the vagaries of nature, the same can be released pending enquiry by the competent authority.

In that view of the matter, this writ petition is disposed of directing the respondents to release the seized vehicle Heavy Goods Vehicle bearing No.AP 20 T 1449 to the petitioner on deposit of the amount of Rs.10,000/- (Rupees ten thousand only) by the petitioner with the first respondent and on furnishing an undertaking by the petitioner that the vehicle in question shall not be sold or transferred and will be produced as and when required pending the enquiry to be conducted by the authorities concerned. The payment of the amount of Rs.10,000/- pursuant to this order shall be subject to the outcome of the enquiry and passing of the final order by the competent authority. No order as to costs.

_____

16th February, 2006

Note:

Furnish C.C.by tomorrow.

B/o.

SKM